



JAN SUMRALL
DISTRICT NO. 1

ROSE RODRIGUEZ
DISTRICT NO. 2

LARRY M. MEDINA
DISTRICT NO. 3

JOHN COOK
DISTRICT NO. 4

DANIEL S. POWER
DISTRICT NO. 5

PAUL J. ESCOBAR
DISTRICT NO. 6

LUIS G. SARIÑANA
DISTRICT NO. 7

ANTHONY COBOS
DISTRICT NO. 8

REGULAR COUNCIL MEETING
COUNCIL CHAMBERS
JUNE 3, 2003
9:00 A.M.

The City Council met in regular session at the above place and date. Mayor Raymond C. Caballero present and presiding and the following Council Members answered roll call: Jan Sumrall, Rose Rodriguez, Larry M. Medina, John Cook, Daniel S. Power, Paul J. Escobar and Luis G. Sariñana. Absent: None. Late arrival: Anthony W. Cobos arrived at 9:30 a.m. Early departure: Jan Sumrall left at 10:55 a.m. Mayor Raymond C. Caballero also left the meeting early. Meeting was called to order and the invocation was given by Police Chaplain Clift Barnes, followed by the Pledge of Allegiance to the Flag of the United States of America.

MAYOR'S PROCLAMATIONS

1. ***The Summer of Music Under the Stars***
2. ***Boeing Appreciation Day***
3. ***Achievement Certificate***

No action was taken regarding the request to present an award of appreciation to Representative Luis G. Sariñana. [Mrs. Juanita Quinteros]

Mrs. Juanita Quinteros, Good Samaritan member, expressed her appreciation to Representatives Sariñana and Medina and Mayor Caballero for their support and leadership for the elderly from the Good Samaritan Society.

Representative Sariñana thanked the Mayor, Council Members, City staff, and the community for their support.

No action was taken regarding a presentation by Queta Fierro. [Emanuel Martinez]

Ms. Queta Fierro, citizen, expressed her appreciation to Mayor Caballero for all the great projects that he has accomplished and for his dedication to the community.

Mr. Rick Provencio, citizen, thanked Mayor Caballero for his great service to the City of El Paso.

Mayor Raymond C. Caballero and Representatives Sumrall and Medina thanked the community, City Council, Department Heads, and all City employees for their assistance in accomplishing all the projects.

RESOLUTION

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

That the Mayor, on behalf of the City, accept the donation of a free-standing basketball court from the Wal-Mart store located at 4530 Woodrow Bean for use by the Police Department Northeast Regional Command Center. The value of the basketball court is \$140.00.

Commander Cliff Walsh, El Paso Police Department, thanked the Northeast Wal-Mart store for their donation.

Motion made by Representative Cook, seconded by Representative Escobar and unanimously carried to approve the above Resolution.

Motion made by Representative Medina, seconded by Representative Cook and unanimously carried to approve, as revised, all matters listed under the Consent Agenda unless otherwise noted.
(Items approved, postponed, or deleted pursuant to the vote on the Consent Agenda will be shown with an asterisk {*}).

*Motion made, seconded and unanimously carried to approve the Minutes for the Regular City Council Meeting of July 23, 2002.

***RESOLUTION**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

That the Mayor be authorized to sign an Airport Display Agreement with the El Paso Holocaust Museum providing for the display of a Model rendering of the proposed new Museum at the El Paso International Airport.

*RESOLUTION

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

THAT the Mayor be authorized to sign an Application for Renewal on behalf of the El Paso City-County Health and Environmental District. The Application for Renewal is used to renew the certificate of registration issued by the Texas Department of Public Safety under the Texas Controlled Substances Act.

Motion made, seconded and unanimously carried to move to the Regular Agenda the following:

RESOLUTION

WHEREAS, the City of El Paso and the El Paso Zoological Society (“the Society”) entered into a License Agreement as of November 12, 2002, to provide for the promotion and support by the Society of the programs and operations of the El Paso Zoo; and

WHEREAS, under the terms of the License Agreement, the Society is required annually to review and update its Master Plan and to prepare an updated five-year advisory plan for the orderly development of Zoo activities to be conducted by the Society; and

WHEREAS, the updated five-year advisory plan is to be presented to the City Plan Commission for advice and consultation, and thereafter to City Council as a final report;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

That the Five Year Plan submitted by the El Paso Zoological Society is hereby approved and adopted by City Council as the framework for promotion and support by the Society of the programs and operation of the El Paso Zoo for the 2003 to 2008 time frame.

Mr. Jorge Artalejo, citizen, asked questions of Mr. William R. Torgerson, Zoo Director.

Motion made by Representative Rodriguez, seconded by Representative Cook and unanimously carried to approve the above Resolution.

Representative Sumrall not present for the vote.

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***RESOLUTION**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

That the Mayor be authorized to sign a License between the City of El Paso and the United States International Boundary and Water Commission authorizing the City to cross the "beds and banks" of the Rio Grande while working on the Courchesne Bridge Reconstruction Project.

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***RESOLUTION**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

THAT the Mayor be authorized to sign the grant application, on behalf of the Sports Division of the El Paso Parks and Recreation Department, to the Women's Sports Foundation ("the Foundation") for a grant from the Foundation's Gatorade Equipped 2 Play Grant Program in the form of a donation of used athletic equipment and/or apparel valued at up to \$10,000, and that the Mayor be authorized to sign any required contracts and related documents accepting such a grant for such amount or for any lesser amount approved by the Foundation. Such equipment and apparel shall be used at the Nations Tobin Municipal Inline Hockey Center. No match of City funds will be required.

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***RESOLUTION**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

That the Mayor be authorized to execute the following personal services contracts on behalf of the Parks & Recreation Department. Funding for these contracts is in Fiscal Year 2002-2003 appropriations to be approved by the City Council and the City's Civil Service Commission.

**CAROLINA RECREATION – COMMUNITY DEVELOPMENT DEPARTMENT
DEPARTMENT ID: 71010275, 502112**

1. CONTRACTOR: Alberto Ibarra Hernandez, Sign Language Interpreter
 DATES: June 4, 2003, through August 31, 2003
 RATE PER HR: \$7.28
 CONTRACT NO: 2002/2003-023

**CAROLINA RECREATION CENTER
DEPARTMENT ID: 51510073, ACCOUNT 501011**

2. CONTRACTOR: Jorge Rodriguez, Sign Language Interpreter
DATES: June 4, 2003, through August 31, 2003
RATE PER HR: \$7.28
CONTRACT NO: 2002/2003-024
3. CONTRACTOR: Stephanie Barceleau, Sign Language Interpreter
DATES: June 4, 2003, through August 31, 2003
RATE PER HR: \$7.28
CONTRACT NO: 2002/2003-025

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***R E S O L U T I O N**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

That the Mayor be authorized to execute the following Independent Contractor contract on behalf of the Parks & Recreation Department. Funding for this contract is in Fiscal Year 2002/2003 appropriations to be approved by the City Council and the City's Civil Service Commission.

ARMIJO RECREATION CENTER

DEPARTMENT ID: 51510065, ACCOUNT 502214

1. CONTRACTOR: Minerva Morales, Summer Theatre Program Coordinator
DATES: June 9, 2003, thru August 8, 2003
RATE PER CL: \$13.00
MAXIMUM AMT: \$2,925.00
CONTRACT: 2002/2003-140

PAVO REAL RECREATION CENTER

DEPARTMENT ID: 51510115, ACCOUNT 502214

2. CONTRACTOR: Michelle Avila, Arts & Crafts, Dance Instruction Club Rec
DATES: June 9, 2003, thru August 1, 2003
RATE PER CL: \$8.00
MAXIMUM AMT: \$1,280.00
CONTRACT: 2002/2003-141

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***R E S O L U T I O N**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

That the Mayor be authorized to execute the following Independent Contractor contract on behalf of the Parks & Recreation Department. Funding for this contract is in Fiscal Year 2002/2003 appropriations to be approved by the City Council and the City's Civil Service Commission.

CAROLINA RECREATION CENTER

DEPARTMENT ID: 51510073, ACCOUNT 502214

1. CONTRACTOR: Jamelle Rosales, Ballet Instructor
DATES: June 4, 2003, through August 27, 2003
RATE PER CL: \$5.15
MAXIMUM AMT: \$206.00
CONTRACT: 2002/2003-139
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***R E S O L U T I O N**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

That the Mayor be authorized to execute the following contracts on behalf of the Parks & Recreation Department. Funding for these contracts is in fiscal year 2002-2003 appropriations to be approved by the City Council and the City's Civil Service Commission.

PAVO REAL RECREATION CENTER

DEPARTMENT ID: 51510115, ACCOUNT 501011

1. CONTRACTOR: Martina E. Avila, Daycare Aide, Step 1
 DATES: June 4, 2003, thru August 30, 2003
 RATE PER HR: \$5.35
 CONTRACT NO: 2002/2003-287

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***R E S O L U T I O N**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

That the Mayor be authorized to execute the following contract on behalf of the Parks & Recreation Department. Funding for this contract is in fiscal year 2002-2003 appropriations to be approved by the City Council and the City's Civil Service Commission.

AQUATICS

DEPARTMENT ID: 51010281, ACCOUNT 501011

1. CONTRACTOR: Sylvia Beltran, Lifeguard, Step 2
 DATES: June 4, 2003 thru September 30, 2003
 RATE PER HR: \$6.00
 CONTRACT NO: 2002/2003-288
2. CONTRACTOR: Michelle Cabral, Lifeguard, Step 2
 DATE: June 4, 2003 thru September 30, 2003
 RATE PER HR: \$6.00
 CONTRACT NO: 2002/2003-289
3. CONTRACTOR: Miguel S. Garcia, Lifeguard, Step 2
 DATE: June 4, 2003 thru September 30, 2003
 RATE PER HR: \$6.00
 CONTRACT NO: 2002/2003-290
4. CONTRACTOR: Lecretia A. Graves, Lifeguard, Step 2
 DATES: June 4, 2003 thru September 30, 2003
 RATE PER HR: \$6.00
 CONTRACT NO: 2002/2003-291
5. CONTRACTOR: Joshua Jordan, Outdoor Pool Manager, Step 1
 DATES: June 4, 2003 thru September 30, 2003
 RATE PER HR: \$7.30
 CONTRACT NO: 2002/2003-292

6. CONTRACTOR: Curt Misko Jr., Lifeguard, Step 2
DATES: June 4, 2003 thru September 30, 2003
RATE PER HR: \$6.00
CONTRACT NO: 2002/2003-293
7. CONTRACTOR: Matthew P. Paez, Lifeguard, Step 3
DATES: June 4, 2003 thru September 30, 2003
RATE PER HR: \$6.20
CONTRACT NO: 2002/2003-294
8. CONTRACTOR: Beltsabe Ortega Schroder, Swim Instructor Coor, Step 1
DATES: June 4, 2003 thru September 30, 2003
RATE PER HR: \$6.50
CONTRACT NO: 2002/2003-295
9. CONTRACTOR: Angelina Stringfield, Outdoor Pool Manager, Step 1
DATES: June 4, 2003 thru September 30, 2003
RATE PER HR: \$7.30
CONTRACT NO: 2002/2003-296
10. CONTRACTOR: Angelica Vasquez, Swim Instructor, Step 1
DATES: June 4, 2003 thru September 30, 2003
RATE PER HR: \$5.35
CONTRACT NO: 2002/2003-297

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***R E S O L U T I O N**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

That the Mayor be authorized to execute the following contracts on behalf of the Parks & Recreation Department. Funding for these contracts is in fiscal year 2002-2003 appropriations to be approved by the City Council and the City's Civil Service Commission.

GALATZAN RECREATION CENTER

DEPARTMENT ID: 51510131, ACCOUNT 501011

1. CONTRACTOR: Roman Garcia, Daycare Instructor, Step 1
DATES: June 4, 2003, thru August 31, 2003
RATE PER HR: \$6.45
CONTRACT NO: 2002/2003-298

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***R E S O L U T I O N**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

That the Mayor be authorized to execute the following contracts on behalf of the Parks & Recreation Department. Funding for these contracts is in fiscal year 2002-2003 appropriations to be approved by the City Council and the City's Civil Service Commission.

PAVO REAL RECREATION CENTER

DEPARTMENT ID: 51510115, ACCOUNT 501011

1. CONTRACTOR: Ivan Garcia, Daycare Instructor Aide, Step 1 Mini Club Rec
DATES: June 4, 2003, thru August 1, 2003
RATE PER HR: \$5.35
CONTRACT NO: 2002/2003-299
2. CONTRACTOR: Maria del Rosario Macias, Daycare Instructor Aide, Step 1
DATES: June 4, 2003, thru August 31, 2003
RATE PER HR: \$5.35
CONTRACT NO: 2002/2003-300

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***RESOLUTION**

WHEREAS, the Texas Historical Commission is considering grant requests from Certified Local Government Programs ("CLG Program") that administrate historic landmark zoning;

WHEREAS, the City of El Paso retains such a CLG Program, which is intended to assist local historic preservation efforts;

WHEREAS, the *Plan for El Paso* states that the efforts to protect, preserve, and enhance El Paso's historic neighborhoods and structures by utilizing them as an integral element in the City-wide revitalization and economic development efforts should be continued;

WHEREAS, the City of El Paso needs funding to send City staff to regional and local training as is necessary to further the City's CLG program and the *Plan for El Paso*;

WHEREAS, the Department of Planning, Research and Development will prepare a grant application requesting \$840.00 from the Texas Historical Commission, which will require a match of \$560.00 of Planning, Research, and Development Department travel funds; and

WHEREAS, the City of El Paso CLG Program grant request must be submitted by June 9, 2003, to the Texas Historical Commission to be considered for funding.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

THAT the Mayor be authorized to submit and sign the grant application and related documents, on behalf of the Planning, Research and Development Department, to be sent to the Texas Historical Commission in request of funding for the City of El Paso Certified Local Government Program in the amount of EIGHT HUNDRED FORTY AND NO/100 DOLLARS (\$840.00) for Fiscal Year 2004 to cover a portion of anticipated training-related expenses. Matching funds are required in the amount of \$560.00.

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***RESOLUTION**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

THAT the Annual Action Plan (2002-2003) of the Consolidated Plan for 2000-2005 be amended by deleting the following social service activity from the 28th Year (2002-2003) Community Development (CD) Program:

Employment Opportunity Services, Inc.'s
Project Outreach - \$25,000.

***R E S O L U T I O N**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

That the Mayor be authorized to sign a letter on behalf of the City acknowledging that all conditions set forth in the April 27, 1999, Forgivable Loan Agreement between the City of El Paso and Bienvivir Senior Health Services for the design of the senior adult day health care center and residential Alzheimer unit located at 2300 McKinley have been met, and further consenting to the release of the escrow funds held by JPMorgan Chase Bank to Bienvivir Senior Health Services.

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***R E S O L U T I O N**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

THAT the Mayor, on behalf of the City and the City Clerk, be authorized to sign a Release of Lien whereby the City releases its lien in the amount of NINE THOUSAND SEVEN HUNDRED FIFTY AND NO/100THS DOLLARS (\$9,750.00 - \$8,985 loan/\$765 grant) against the following described real property:

Lot 5, Block 1, ROSEDALE MANOR SUBDIVISION, an Addition to the City of El Paso, El Paso County, Texas, according to the map thereof on file in Volume 13, Page 23, Plat Records of El Paso County, Texas; also known and numbered as 315 Cadwallader Road, El Paso, Texas 79915.

for consideration paid to the City in full satisfaction of that certain promissory note executed by the owner of the above-described real property and payable to the order of the City.

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***R E S O L U T I O N**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

THAT the Mayor, on behalf of the City and the City Clerk, be authorized to sign a Release of Lien whereby the City releases its lien in the amount of ONE HUNDRED FORTY-SEVEN THOUSAND FIVE HUNDRED FIFTY-FIVE AND NO/100THS DOLLARS (\$147,555.00 loan) against the following described real property:

The North 18 feet of Lot 3 and the South 17 feet of Lot 4, and Lot 6 and the South 9 feet of Lot 7, Block 88, CAMPBELL ADDITION, an Addition to the City of El Paso, El Paso County, Texas, also known and numbered as 707-709 South Oregon Street, El Paso, Texas 79901.

for consideration paid to the City in full satisfaction of that certain promissory note executed by the owner of the above-described real property and payable to the order of the City.

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***R E S O L U T I O N**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

THAT the Mayor, on behalf of the City and the City Clerk, be authorized to sign a Release of Lien whereby the City releases its lien in the amount of TWELVE THOUSAND TWO HUNDRED FIFTY AND NO/100THS DOLLARS (\$12,250.00 - \$10,000.00 loan/\$2,250.00 grant) against the following described real property:

The South ½ of Lot 7, and all of Lot 8, Block 98, FRANKLIN HEIGHTS ADDITION, an addition to the City of El Paso, El Paso County, Texas – 1210 Circle.

for consideration paid to the City in full satisfaction of that certain promissory note executed by the owner of the above-described real property and payable to the order of the City; and that the City Comptroller issue a refund check resulting from an overpayment on the loan for the amount of ONE HUNDRED FORTY-NINE AND 28/100THS DOLLARS (\$149.28).

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***R E S O L U T I O N**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

THAT the Mayor, on behalf of the City and the City Clerk, be authorized to sign a Release of Lien whereby the City releases its lien in the amount of SEVENTEEN THOUSAND AND NO/100THS DOLLARS (\$17,000.00 - \$12,000.00 loan/\$5000.00 grant) against the following described real property:

Lot 184, SINGH ADDITION THIRD SECTION, an addition to the City of El Paso, El Paso County, Texas, according to the map thereof on file in Book 2, Page 59, Plat Records of El Paso County, Texas: also known and numbered as 608 Villa Place, El Paso, Texas 79907.

for consideration paid to the City in full satisfaction of that certain promissory note executed by the owner of the above-described real property and payable to the order of the City; and that the City Comptroller issue a refund check resulting from an overpayment on the loan for the amount of ONE AND 52/100THS DOLLARS (\$1.52).

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***R E S O L U T I O N**

WHEREAS, Regent Communications- El Paso has proposed to have a fireworks display as part of the organization's events scheduled for the El Paso Downtown Street Festival; and

WHEREAS, Regent Communications- El Paso has secured the proper permits and licenses from the El Paso Fire Department and the El Paso Building Permits and Inspections Department for such fireworks display; and

WHEREAS, pursuant to the International Fire Code, permission is required to be granted by all affected owners near or around any proposed fireworks display; and

WHEREAS, the City of El Paso, as Owner of the Convention Center, City Hall, the El Paso Museum of Art, the Golden Age Center and other area properties, is an affected owner, pursuant to the International Fire Code;

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

That Regent Communications- El Paso be authorized to stage a fireworks display in the East parking lot of City Hall on July 4, 2003, as part of the events scheduled for the organization's El Paso Downtown Street Festival; and that the Mayor be authorized to sign any related documentation, approving of such fireworks display, as an affected owner.

***R E S O L U T I O N**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

That the El Paso Museum of Art be authorized to serve alcohol at One Arts Festival Plaza at the Museum fundraiser preview dinner for *Chicano Visions: American Painters On The Verge Exhibition* on the evening of June 12, 2003.

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***RESOLUTION**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

That the Mayor be authorized to sign the following special events agreement for space in the El Paso Museum of Art. Licensee is requesting permission to serve alcohol in the premises.

Event:	Street Festival
Licensee:	Regent Broadcasting
Date:	July 4, 5 & 6, 2003
Time:	4:00 p.m., July 4 - 3:30 a.m. July 6
Charge for Space:	\$2,000.00
Charge for Staff (est.):	\$1,200.00
Insurance:	(will carry their own)
Area(s):	Festival

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***NOTICE OF PUBLIC HEARING**

To All Interested Parties:

You are hereby notified that at 9:00 a.m. on the 1st day of July, 2003 in the Council Chambers of City Hall, #2 Civic Center Plaza, El Paso, Texas, the City Council of El Paso will hold a public hearing on the question of whether the Building located on the property at 500 W. San Antonio Avenue AKA 504 ½ W. San Antonio Avenue, in El Paso, Texas, which property is more particularly described as:

Block: A portion of Block 160, Campbell Addition, an Addition to the City of El Paso, El Paso County, Texas, according to the May thereof on File in Book 2, Page 68, Plat Records of El Paso County, Texas

is unsafe and dangerous.

According to the real property records of the County of El Paso, Texas, Hun Seo, 12224 Chisholm Pass Drive, El Paso, Texas 79936, is listed as the Owner of the real property described herein.

The Owner of said property is hereby ordered to appear before City Council and any mortgagees, lien holders, and other persons having an interest in said property are entitled to appear before City Council at said date, hour, and place to show cause why said Building should not be declared a nuisance and ordered to be abated; and

The Owner, lien holders, mortgagees, or any other person having an interest in the property are hereby required to submit at the hearing proof of the scope of any work that may be required to bring the building into compliance with Titles 17 and 18 of the code as mandated by Section 18.52.040 of the Municipal Code, and to specify the time it will take to reasonably perform the work.

At the hearing, the owner, lien holders, mortgagees, or any other person having an interest in the property must present to City Council any evidence showing that the structure or part thereof is safe.

All documents such as building plans, specifications, drawings, reports from design professionals and any other required documents must be presented to City Council at this hearing.

The time periods, which govern the completion of work ordered by Council, are outlined in Subsection 18.52.040 (3) pursuant to State law.

If the Owner fails, neglects or refuses to comply with the order of City Council the City may pursue one, or more of the following actions:

- I) the city will perform any and all work needed to bring the property into compliance with this order, at its own expense, but for and on account of the Owner, of said property, the cost of which shall be assessed as a lien against the property and;
- II) assess a civil penalty against the property Owner for failure to repair, remove or demolish said Building in an amount not to exceed \$1000.00 a day for each violation, or \$10 a day if the Owner shows that the property is the Owner's lawful homestead and;
- III) the Owner may be confined in jail as permitted by state law and;
- IV) appoint a receiver as permitted by state law.

Any civil penalty or assessment imposed will accrue interest at a rate of ten (10) percent a year from the date of the assessment until paid in full; and

That the City Clerk is ordered to provide notice of this hearing to the record Owner and all other persons having an interest in the property as provided by law.

According to the real property records of El Paso County, you own the real property described in this notice. If you no longer own the property, you must execute an affidavit stating that you no longer own the property and stating the name and last known address of the person who acquired the property from you. The affidavit must be delivered in person or by certified mail, return receipt requested, to the Housing Compliance Office of the Building Permits and Inspections, 5th floor, City Hall, no later than the 20th day after the date you receive this notice. If you do not send the affidavit, it will be presumed that you own the property described in this notice, even if you do not.

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*Motion made, seconded and unanimously carried that the street and drainage improvements in the Mountainside Unit One Replat "B", Phase II Subdivision be accepted for maintenance by the City. The improvements within the stated limits have been completed in accordance with the approved plans and specifications.

Street Improvements:

Eileen Drive - from the south property line of Arjay Drive to the end of cul-de-sac
Evans Drive - from the south property line of Mountain Walk Drive to the north property line of Eileen Drive

DRAINAGE IMPROVEMENTS:

15 ft. Drainage Easement - between Lots 12 and 13, Block 5; 100.25 ft. x 12 ft. Concrete Flume Structure; and 100.25 ft. x 6.0 ft. high Rock Wall Fence

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*Motion made, seconded and unanimously carried to approve the request for the following name to be placed on the Reinstatement list in accordance with Article VI, Section 6.10-10, of the Civil Service Charter Provisions:

Hernandez, Ernesto – Coach Operator

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*Motion made, seconded and unanimously carried to approve the Staffing Table Change for Building & Planning Services

Add 1.00 Administrative Analyst PM78

*Motion made, seconded and unanimously carried to approve the Staffing Table Change for Airport

Add 1.00 Locksmith GS15

*Motion made, seconded and unanimously carried to approve installation, power, and maintenance of residential street light at the following location:

2916 San Antonio Avenue. Estimated cost is \$700.00.

*Motion made, seconded and unanimously carried that the following installment agreements for AD VALOREM taxes be approved in the amount shown and that the Mayor be authorized to sign said agreements on behalf of the City:

- A. PID #C942-999-0050-8500, \$376.42 per month installments on a balance of \$4,517.04 for 2001 & 2002 taxes Patrick T. & Geraldine I. Irish – 572 Ridgemont Dr.
- B. PID #P863-999-0040-2300, \$334.82 per month installments on a balance of \$2,008.92 for 2001 taxes; Alfredo S. Castro & 1 - Soledad Magallanes – 10644 Pleasant Hill.
- C. PID #'s V893-999-0130-5000 & 0150-999-5000-0000, \$1,860.87 per month installments on a balance of \$22,330.44 for 2002 taxes; Daniel V. & Enrique V. Hernandez – 1168 Barranca.
- D. PID #M452-999-0150-6100, \$93.05 per month installments on a balance of \$3,349.80 for 1999 & 2000 taxes; Juan & Beatriz Gomez - 276 Edith.
- E. PID #'s F800-001-0001-0049 & 97MH-000-0002-0082, \$171.17 per month installments on a balance of \$2,054.04 for 2001 taxes; Orlando Dominguez – 11453 Ernest Rd.
- F. PID #2000-999-1308-0042, \$301.34 per month installments on a balance of \$2,410.72 for 2001 taxes; Industrial Design & Manufacturing % Adolfo F. Arguelles – 1410 Gail Borden.
- G. PID #U819-000-018E-05D0, \$300.22 per month installments on a balance of \$631.85 for 2002 taxes; Margarito Arellano – 7951 Bosque Rd.

*Motion made, seconded and unanimously carried to approve budget transfer BT2003-648 MUSEUM

To appropriate funds to promote upcoming exhibitions.

Increase	\$ 8,627	to	54500025/50105/407002	Est Rev
Decrease	\$10,000	from	54500025/50105/508011	Cultural Work
Increase	\$ 9,990	to	54500025/50105/502209	PrtgServCnt
Increase	\$ 4,500	to	54500025/50105/502215	Outside Cnts
Increase	\$ 987	to	54500025/50105/504003	Postage
Increase	\$ 3,150	to	54500025/50105/503102	Promo Sup

*Motion made, seconded and unanimously carried to approve budget transfer BT2003-649 MUSEUM

To appropriate funds for the purchase of replacement and new gift shop stock through the end of FY03.

Increase	\$5,000	to	54500031/50110/407002	Est Rev
Increase	\$5,000	to	54500031/50110/503102	Promo Sup

*Motion made, seconded and unanimously carried to approve budget transfer BT2003-653 MUNICIPAL SERVICES

Municipal Services proposes to appropriate \$300,000 to fund land acquisition and design for Edgemere Extension. Funding source is sale of FY 2003 CO's.

Increase	\$300,000	to	31260001/PPWST0302260633/407020	Bond Proc
Increase	\$100,000	to	31260001/PPWST0302260633/508000	Land
Increase	\$200,000	to	31260001/PPWST0302260633/508050	Design

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*Motion made, seconded and unanimously carried to approve budget transfer BT2003-664 HUMAN RESOURCES

To transfer appropriation for tuition reimbursements.

Decrease	\$35,000	from	99010273/01101/504405	OpContingcy
Increase	\$35,000	to	09010030/01101/504424	TuitionReimb

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*Motion made, seconded and unanimously carried to approve budget transfer BT2003-665 HUMAN RESOURCES

For transfer of appropriation into local training to continue staff development program curriculum.

Decrease	\$10,000	from	09010029/01101/502208	PersRecruit
Increase	\$10,000	to	09010030/01101/504412	SemContEd

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*Motion made, seconded and unanimously carried to approve budget transfer BT2003-673 AIRPORT

The City has cancelled the land lease for the property located at 1633 Airway and is now responsible for the security of the improvements located on that land. This budget transfer is necessary to immediately secure the abandoned building to prevent a public health and safety hazard.

Increase	\$10,000	to	62620011/40101/503200	BldgMntRep
Decrease	\$10,000	from	62620011/40101/504405	Contingency

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*Motion made, seconded and unanimously carried to approve budget transfer BT2003-624 AIRPORT

Transfer of funds to set up funding for terminal roof repair project for older section of roof.

Increase	\$ 500	to	62620028/PAP001341048/502205	Legal Notices
Increase	\$ 20,000	to	62620028/PAP001341048/508024	Testing
Increase	\$ 50,000	to	62620028/PAP001341048/508026	Inspections
Increase	\$2,027,000	to	62620028/PAP001341048/508027	Construction
Increase	\$ 8,000	to	62620028/PAP001341048/508051	Eng Prg Mgt
Increase	\$2,105,500	to	62620028/PAP001341048/407001	Intrafd Trf In
Increase	\$2,105,500	to	62620018/P50000241021/407002	Est Rev
Increase	\$2,105,500	to	62620018/P50000241021/507001	Intrafd Trf Out

.....
*Motion made, seconded and unanimously carried to approve the request of Church of God (7th Day) to block off Cebada St. between Montana and Hueco on June 22, 2003 from 11:00 a.m. to 9:00 p.m. Approximately 300 persons and 60 vehicles will take part and 10 spectators are anticipated. Barricades must be manned according to the State's Manual of Uniform Traffic Control Devices." PERMIT NO. 03-074

.....
*Motion made, seconded and unanimously carried to approve the request of Centro de Salud Familiar La Fe to hold a 10th Annual "Father's Day" 5k walk/run on June 14, 2003 from 7:30 a.m. to 9:30 a.m. Route:

Start at Fr. Rahm to Kansas, turn left on Kansas to 9th St., turn left on Campbell to 7th St., proceed on 7th St. to Park, turn left on Park to Sixth St., proceed on Sixth St. to Campbell, turn right on Campbell to Paisano, turn right on Paisano to Delta, proceed on Delta to Cotton, turn right on Cotton to Fr. Rahm and finish at 700 S. Ochoa St. Approximately 250 persons will take part and 100 spectators are anticipated. This request includes permission to use amplification (2 speakers, 1 amplifier, and 1 microphone) PERMIT NO. 03-076

*Motion made, seconded and unanimously carried to approve the request of Telly S. Williams to use amplification (1 amplifier-1000 watts, 1 speaker-500 watts) at the San Jacinto Plaza on June 7, 2003 from 12:00 p.m. to 6:00 p.m. Approximately 1 person will take part and 50-70 spectators are anticipated. PERMIT NO. 03-079

**RESOLUTION CANVASSING THE RETURNS
OF THE 2003 CITY RUN-OFF ELECTION**

THE STATE OF TEXAS)
)
COUNTY OF EL PASO)

WHEREAS, the City Council of the City of El Paso ordered a run-off election to be held in said City on May 31, 2003, for the purpose of electing the following named City officials for the ensuing two years in accordance with the Charter of the City of El Paso: District Representative Nos. 1, 2, 3, and 7; and

WHEREAS, the election officers who held said election have duly made returns of the results thereof, and said returns have been delivered to said City Council;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

1. That the City Council officially finds and determines that said run-off election was duly ordered, that proper notice of said election was duly given, that proper election officers were duly appointed prior to said election, that said election was duly held, that due returns of the results of said election have been duly made and delivered, that the election returns have been properly made out and duly certified by the officers of said election in the different voting precincts of the City, and that the City Council has duly canvassed said returns, all in accordance with the law.

2. That the City Council officially finds and determines that the following votes were cast at said run-off election for the following officer, by the resident, qualified electors of said City, who voted at the election:

DISTRICT REPRESENTATIVE NO. 1

Susan Austin	3785
Gene Finke	1636

DISTRICT REPRESENTATIVE NO. 2

Jesus "Chuy" Terrazas	845
Robert A Cushing, Jr.	1718

DISTRICT REPRESENTATIVE NO. 3

Lorenzo "Larry" M. Medina 1227
Jose Alexandro Lozano 2242

DISTRICT REPRESENTATIVE NO. 7

Alan Serna 897
Vivian Rojas 1711

3. That in the case of the following offices, the following persons who received a majority of the votes cast for candidates for such offices are hereby declared elected to such offices for the ensuing terms, or until the election and qualification of their successors:

DISTRICT REPRESENTATIVE NO. 1

Susan Austin

DISTRICT REPRESENTATIVE NO. 2

Robert A. Cushing, Jr.

DISTRICT REPRESENTATIVE NO. 3

Jose Alexandro Lozano

DISTRICT REPRESENTATIVE NO. 7

Vivian Rojas

4. That on file in the City Clerk's Office and made a part hereof by reference are copies of the mechanical cumulative reports and the mechanical precinct tabulations of the votes cast at the 2003 City Run-Off Election.

5. That this Resolution is adopted subject to the right of any candidate to contest such election in any way provided by law.

There was no discussion.

Motion made by Representative Sariñana, seconded by Representative Cook and unanimously carried to approve the above Resolution.

.....
ORDINANCE 15457

The City Clerk read an Ordinance entitled: **AN ORDINANCE PERMITTING UNITARIAN UNIVERSALIST COMMUNITY OF EL PASO TO USE A PORTION OF MEMORIAL PARK FROM 7:00 AM UNTIL 11:00 AM ON JUNE 14, 2003.**

The City Clerk called for public comment. There was no public comment.

Motion duly made by Representative Escobar, seconded by Representative Sumrall, that the Ordinance be adopted. Whereupon the Mayor Pro-Tem ordered that a vote be taken on the passage and adoption of the Ordinance which when so done resulted as follows:

AYES: Council Members Sumrall, Rodriguez, Medina, Cook, Power, Escobar, Sariñana and Cobos
NAYS: None Absent: None

Whereupon the Mayor Pro-Tem ordered that the vote having been cast in favor of the Ordinance, the same be and the same is hereby adopted.

Mayor Raymond C. Caballero was not present.

.....
ORDINANCE 15458

The City Clerk read an Ordinance entitled: **AN ORDINANCE PERMITTING TEXAS AVENUE HERITAGE ASSOCIATION TO USE SAN JACINTO PLAZA FROM 7:00 PM UNTIL 12:00 AM ON JUNE 20, 2003 THROUGH AUGUST 22, 2003 (FRIDAYS ONLY).**

The City Clerk called for public comment. There was no public comment.

Motion duly made by Representative Cobos, seconded by Representative Escobar, that the Ordinance be adopted. Whereupon the Mayor Pro-Tem ordered that a vote be taken on the passage and adoption of the Ordinance which when so done resulted as follows:

AYES: Council Members Sumrall, Rodriguez, Medina, Cook, Power, Escobar, Sariñana and Cobos
NAYS: None Absent: None

Whereupon the Mayor Pro-Tem ordered that the vote having been cast in favor of the Ordinance, the same be and the same is hereby adopted.

Mayor Raymond C. Caballero was not present.

.....
ORDINANCE 15459

The City Clerk read an Ordinance entitled: **AN ORDINANCE AMENDING ORDINANCE 8064 (THE CLASSIFICATION AND COMPENSATION PLAN) TO REVISE THE CLASS OF WATER PRODUCTION SUPERINTENDENT.**

The City Clerk called for public comment. There was no public comment.

Motion duly made by Representative Medina, seconded by Representative Escobar, that the Ordinance be adopted. Whereupon the Mayor Pro-Tem ordered that a vote be taken on the passage and adoption of the Ordinance which when so done resulted as follows:

AYES: Council Members Sumrall, Rodriguez, Medina, Cook, Power, Escobar, Sariñana and Cobos
NAYS: None Absent: None

Whereupon the Mayor Pro-Tem ordered that the vote having been cast in favor of the Ordinance, the same be and the same is hereby adopted.

Mayor Raymond C. Caballero was not present.

ORDINANCE 15460

The City Clerk read an Ordinance entitled: **AN ORDINANCE AMENDING ORDINANCE 8064 (THE CLASSIFICATION AND COMPENSATION PLAN) TO REVISE THE CLASS OF PLANNER II.**

The City Clerk called for public comment. There was no public comment.

Motion duly made by Representative Medina, seconded by Representative Escobar, that the Ordinance be adopted. Whereupon the Mayor Pro-Tem ordered that a vote be taken on the passage and adoption of the Ordinance which when so done resulted as follows:

AYES: Council Members Sumrall, Rodriguez, Medina, Cook, Power, Escobar, Sariñana and Cobos
NAYS: None Absent: None

Whereupon the Mayor Pro-Tem ordered that the vote having been cast in favor of the Ordinance, the same be and the same is hereby adopted.

Mayor Raymond C. Caballero was not present.

ORDINANCE 15461

The City Clerk read an Ordinance entitled: **AN ORDINANCE AMENDING TITLE 9 (HEALTH AND SAFETY), CHAPTER 9.52 (FIRE PREVENTION CODE), SECTION 9.52.120 (CHAPTER 33, EXPLOSIVES AND FIREWORKS—AMENDED) ADDING SUBSECTION (B)(1) TO ADDRESS JURISDICTIONAL AREA AND SUBSECTION (T) FOR DISPOSAL OF EXPLOSIVES, EXPLOSIVE MATERIAL OR FIREWORKS. THE PENALTY BEING AS PROVIDED IN SECTION 1.08.010 OF THE EL PASO MUNICIPAL CODE.**

Representative Sariñana asked if blasting permits were considered in the Ordinance language.

Assistant Fire Chief Michael Widtfeldt explained that the Ordinance language did not pertain to blasting permits.

The City Clerk called for public comment. There was no public comment.

Motion duly made by Representative Sariñana, seconded by Representative Power, that the Ordinance be adopted. Whereupon the Mayor Pro-Tem ordered that a vote be taken on the passage and adoption of the Ordinance which when so done resulted as follows:

AYES: Council Members Sumrall, Rodriguez, Medina, Cook, Power, Escobar, Sariñana and Cobos
NAYS: None Absent: None

Whereupon the Mayor Pro-Tem ordered that the vote having been cast in favor of the Ordinance, the same be and the same is hereby adopted.

Mayor Raymond C. Caballero was not present.

Motion made by Representative Sariñana, seconded by Representative Cook and unanimously carried to delete an Ordinance amending Title 18 (Buildings and Construction) of the El Paso Municipal Code, by amending Chapter 18.02 (Building and Construction Administrative Code), Section 18.02.103.3 Examination of Documents), Section 18.02.103.7 (Fees) and Section 18.02.108 (Inspections) to provide for the review of permit documents and the performance of inspections by approved third party companies. The penalty being as provided in Section 18.04.107 of the Code.

Representative Sariñana requested that the item be deleted.

Mr. Terry Williams, Director of Building Permits and Inspections, explained that the Building and Zoning Advisory Committee (BZAC) required additional time and that the Ordinance would be brought to City Council for recommendation in approximately one month.

Mr. Lester Bennett, West Texas Inspection representative, expressed his disappointment on the delay from the BZAC and Building Permits and Inspections Department staff.

.....
ORDINANCE 15462

The City Clerk read an Ordinance entitled: **AN ORDINANCE GRANTING A SPECIAL PRIVILEGE TO REGENT COMMUNICATIONS-EL PASO TO TEMPORARILY CLOSE A PORTION OF SANTA FE STREET BETWEEN FRANKLIN AVENUE AND SAN ANTONIO AVENUE; MAIN DRIVE BETWEEN SANTA FE STREET AND EL PASO STREET; SAN FRANCISCO AVENUE (TROLLEY LANE) BETWEEN SANTA FE STREET AND EL PASO STREET; DURANGO STREET (NORTH BOUND ACCESS ROAD) BETWEEN SAN FRANCISCO AVENUE AND SAN ANTONIO AVENUE FROM 6:00 P.M. ON THURSDAY, JULY 3, 2003 TO 6:00 P.M. ON SUNDAY, JULY 6, 2003 FOR THE EL PASO DOWNTOWN STREET FESTIVAL.**

The City Clerk called for public comment. There was no public comment.

Motion duly made by Representative Cobos, seconded by Representative Sariñana, that the Ordinance be adopted. Whereupon the Mayor Pro-Tem ordered that a vote be taken on the passage and adoption of the Ordinance which when so done resulted as follows:

AYES: Council Members Sumrall, Rodriguez, Medina, Cook, Escobar, Sariñana and Cobos
NAYS: None Absent: None

Representative Power was not present for the vote.

Whereupon the Mayor Pro-Tem ordered that the vote having been cast in favor of the Ordinance, the same be and the same is hereby adopted.

Mayor Raymond C. Caballero was not present.

.....
ORDINANCE 15463

The City Clerk read an Ordinance entitled: **AN ORDINANCE GRANTING A SPECIAL PRIVILEGE TO BORDER CAB COMPANY AUTHORIZING THE USE OF A PORTION OF PUBLIC RIGHT-OF-WAY ADJACENT TO 124 NORTH COPIA STREET WITH ONE TAXICAB STAND.**

Mr. Phillip Olivar, Border Taxi representative, commented.

The City Clerk called for further public comment. There was no further public comment.

Motion duly made by Representative Medina, seconded by Representative Cobos, that the Ordinance be adopted. Whereupon the Mayor Pro-Tem ordered that a vote be taken on the passage and adoption of the Ordinance which when so done resulted as follows:

AYES: Council Members Sumrall, Rodriguez, Medina, Cook, Power, Escobar, Sariñana and Cobos
NAYS: None Absent: None

Whereupon the Mayor Pro-Tem ordered that the vote having been cast in favor of the Ordinance, the same be and the same is hereby adopted.

Mayor Raymond C. Caballero was not present.

.....
Motion made by Representative Sariñana, seconded by Representative Cobos and unanimously carried to postpone two (2) weeks the public hearing to determine if the property located at 9498 Montwood Drive, in the City of El Paso (legal description on file with the City Clerk) is a fire and safety hazard, and a nuisance and whether the same should be repaired or demolished. The owner of this property, Christopherson Construction, Inc., 6406 Needham Lane, Austin, Texas 78739-1511, has been notified of the violations at this property.

Mr. Thomas Maguire, Building Permits and Inspections, presented the case to Council Members and gave the Department's recommendations. He expressed his concern that children may be hurt as the swimming pool was being utilized for skateboarding.

Representatives Sumrall and Escobar commented.

Representative Sariñana commented that the Boy Scouts had requested additional time to clean the pool and surrounding area and requested that the item be postponed.

.....
RESOLUTION

WHEREAS, the Director for Building Permits and Inspections and the Fire Marshal of the City of El Paso have conducted an investigation and have reported to the City Council in writing that they are of the opinion that the structure located on the property at 804-812 E. Third Street, in El Paso, Texas, which property is more particularly described as follows:

Lots: 11 and the North ½ of Lot 12, Block 111, Campbell's Addition, an Addition to the City of El Paso, El Paso County, Texas, according to the map thereof on File in Book 2, Page 68, Plat Records of El Paso County, Texas

is dilapidated, substandard, and unfit for human habitation; is a hazard to public health, safety, and welfare; does not meet the minimum standards for continued use and occupancy contained in Titles 17 and 18 of the Municipal Code which are adopted and incorporated by reference into Section 18.52; and

WHEREAS, Maria Elena Castruita, 417 S. Ochoa Street, El Paso, Texas 79901, record Owner, and all mortgages and lienholders were duly notified according to law to appear at a public hearing before City Council at 9:00 a.m. on April 29th, 2003 and postponed to June 3rd, 2003; and

WHEREAS, Maria Elena Castruita and Alejandro Martinez, APPEARED,

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

1. That City Council having heard the evidence, makes the following findings:
 - a. That the structure located on said property is condemned as substandard, unfit for human habitation or use, and therefore a hazard to the public health, safety, and welfare; and
 - b. That the structure is not in substantial compliance with municipal ordinances regulating fire protection, structural integrity, and disposal of refuse; and
 - c. The structure's certificate of occupancy is hereby revoked; and

- d. Since the owner has failed to supply any drawings, plans, or reports to indicate otherwise, we find that the structure cannot be repaired.

2. That the City Council hereby orders Owner to comply with the following requirements:

- a. That the Building be demolished within (30) days; and
 - b. That the premises be cleaned of all weeds, trash and debris within (30) days; and
 - c. That a public hearing be scheduled for July 15th, 2003, in the City Council Chambers, to determine if the Council order has been complied with and, if not, to determine penalties; and
 - d. That the Owner of said Building is hereby ordered to comply with all requirements of the Resolution; and
 - e. The owner was advised that in order to obtain a new certificate of occupancy, the entire building and its service systems must be brought into compliance with the current codes.
 - f. That upon failure of the Owner to comply with this Resolution, any mortgagees, lienholder, and other persons having an interest in the property have an additional ten (10) days to demolish the Building and clean the premises of all weeds, trash, and debris; and
3. That upon failure of the Owner to comply with this Order, the City of El Paso through its Director for Building Permits and Inspections shall demolish the Building and clean the premises of all weeds, trash, and debris at its own expense, but for and on account of the Owner of said property; and
4. That said Owner shall become personally liable for all costs incurred by City in connection with demolishing the Building and cleaning the premises of all weeds, trash and debris; and
5. That the costs incurred by the City in connection with the demolition and cleaning the premises of all weeds, trash, and debris shall become due and payable within thirty (30) days of the date of completion of the work and such cost shall be assessed as a lien against the property unless paid; and
6. That upon failure of the Owner to comply with this Order, one or all of the following actions will be taken:
- a. The City will perform any and all work needed to bring the property into compliance with this order, at its own expense but for and on account of the Owner of said property, the cost of which shall be assessed as a lien against the property; and
 - b. That upon failure of the Owner to comply with this order the City Council may assess a civil penalty against the property Owner in an amount not to exceed \$1,000.00 a day for each violation or, if the Owner shows that the property is the Owner's lawful homestead, in an amount not to exceed ten (10) dollars a day for each violation; and
 - c. That upon failure of the Owner to comply with this order, the Owner may be confined in jail as permitted by state law; and
7. That upon failure of the Owner, any mortgagees or lienholders to restore the Building so that it complies with all relevant City Code requirements, the City of El Paso, if applicable, may bring an action in District Court to request appointment of a receiver for the rehabilitation of said property pursuant to Section 214.003 of the Texas Local Government Code; and
8. The Owner, any mortgagees, or lienholders have a right to appeal these findings to a court of competent jurisdiction within ten (10) days after notice of this Resolution. The findings shall become final after ten (10) days of receipt of Notice; and

9. That any civil penalty or assessment imposed will accrue interest at a rate of ten (10) percent a year from the date of assessment until paid in full; and
10. That the City Clerk is ordered to cause copies of this Resolution to be served on the record Owner and all other persons having interest in the property as provided by law.

According to the real property records of El Paso County, you own the property described in this notice. If you no longer own the property, you must execute an affidavit stating that you no longer own the property and stating the name and last known address of the person who acquired the property from you. The affidavit must be delivered in person or by certified mail, return receipt requested, to this office no later than the 20th day after the date you receive this notice. If you do not send the affidavit, it will be presumed that you own the property described in this notice, even if you do not.

Mr. Thomas Maguire, Building Permits and Inspections, presented the case to Council Members and gave the Department's recommendations. He answered questions from and responded to comments made by Representative Cobos.

Mr. Alejandro Martinez, representing the owner, answered questions from and responded to comments made by Representative Cobos.

The City Clerk called for further public comment. There was no further public comment.

Motion made by Representative Cobos, seconded by Representative Escobar and unanimously carried to approve the above Resolution.

.....
*Motion made, seconded and unanimously carried to delete the public hearing to determine if the Council Resolution of April 29th, 2003, for the property located at 216 N. Walnut Street, in the City of El Paso (legal description on file with the City Clerk) has been complied with and if not to determine penalties. The owner of record as of February 6th, 2003, Juan Moreno, 1411 Brown Street, El Paso, Texas 79902, has been notified of the violations at this property.

.....
Motion made by Representative Cook, seconded Representative Escobar and unanimously carried that the following Ordinance, having been introduced pursuant to Section 3.9 of the El Paso City Charter, be advertised for public hearing:

Representative Sumrall was not present for the vote.

- A.** An Ordinance amending Ordinance 8064 (The Classification and Compensation Plan) to revise the Class of **WATER METER REPAIR SUPERVISOR**.

PUBLIC HEARING WILL BE HELD ON JUNE 17, 2003 FOR ITEM A

Public Hearings will be held as part of the regular City Council meeting which begins at approximately 9AM. All interested persons present shall have an opportunity to be heard at that time. After the public hearings, Council may also delay taking action on Ordinances, no requirement is made by Section 3.9B of the El Paso City Charter to publish any further notice. Copies of all Ordinances are available for review in the City Clerk's office, 2 Civic Center Plaza, Monday through Friday, 8AM to 5PM.

Item: Introduction of an Ordinance providing for the issuance of City of El Paso, Texas, Combination Tax and Revenue Certificates of Obligation, Series 2003A, in the aggregate principal amount of \$14,500,000; levying a tax in payment thereof; awarding the sale thereof, approving the official statement, and enacting other provisions relating thereto.

Representative Cook questioned the Ordinance language and referenced a resolution dedicating parking meter revenue and requested a copy of the Resolution language as soon as possible. He further asked more questions and made additional comments.

Mr. Charlie McNabb, Chief Administrative Officer, explained that the parking meter revenue dedication language could not be included, as per bond counsel, and added that a Resolution would accompany the Ordinance at the public hearing. He further made additional comments and answered questions from Council Members.

Mr. Norman Gordon, bond counsel, explained that another Notice of Intent would need to be published in the newspaper if the item was reintroduced. He further made additional comments and answered questions from Council Members.

Representative Cobos suggested that Council hold off on the Ordinance until the idea of an Interlocal Agreement with the Downtown Management District regarding privatization of the parking meters could be explored and added that other cities had privatized their parking meters.

Representative Medina asked questions.

Ms. Rita Rodriguez, City Attorney, gave legal advice.

Representative Escobar asked questions regarding collection and servicing of the parking meters and questions regarding the issuance of debt and revenue generated by the increase in parking meter fees.

Representative Power commented on the City's commitment to the Community Foundation and that privatizing the parking meters was not in the best interests of the City.

Representative Rodriguez questioned the progress of the Downtown Management District.

Representative Sariñana supported the request from Representative Cobos to postpone.

Mr. Ray Gilbert, citizen, spoke in opposition of introducing the ordinance and requested the deletion of the item.

Mr. James Kluetz, citizen, recommended that the issue be studied further and to explore other avenues suggested such as privatization.

Ms. Theresa Caballero, citizen, spoke in opposition of introducing the ordinance and requested that Council Members listen and request Mr. Gilbert's advice.

The City Clerk called for further public comment. There was no further public comment.

1st Motion:

Motion by Representative Cobos, seconded by Representative Sariñana and carried to postpone four (4) weeks the introduction of an Ordinance providing for the issuance of City of El Paso, Texas, Combination Tax and Revenue Certificates of Obligation, Series 2003A, in the aggregate principal amount of \$14,500,000; levying a tax in payment thereof; awarding the sale thereof, approving the official statement, and enacting other provisions relating thereto.

AYES: Representatives Power, Sariñana and Cobos

NAYS: Representatives Rodriguez, Medina, Cook and Escobar
NOT PRESENT: Representative Sumrall

Motion to postpone for four (4) weeks failed.

Mayor Raymond C. Caballero was not present.

2nd and Final Motion:

Motion made by Representative Cook, seconded by Representative Escobar and carried that the following Ordinance, having been introduced pursuant to Section 3.9 of the El Paso City Charter, be advertised for public hearing:

- B.** An Ordinance providing for the issuance of City of El Paso, Texas, Combination Tax and Revenue Certificates of Obligation, Series 2003A, in the aggregate principal amount of \$14,500,000; levying a tax in payment thereof; awarding the sale thereof, approving the official statement, and enacting other provisions relating thereto.

PUBLIC HEARING WILL BE HELD ON JUNE 17, 2003 FOR ITEM B

Public Hearings will be held as part of the regular City Council meeting which begins at approximately 9AM. All interested persons present shall have an opportunity to be heard at that time. After the public hearings, Council may also delay taking action on Ordinances, no requirement is made by Section 3.9B of the El Paso City Charter to publish any further notice. Copies of all Ordinances are available for review in the City Clerk's office, 2 Civic Center Plaza, Monday through Friday, 8AM to 5PM.

AYES: Representatives Rodriguez, Medina, Cook, Power, and Escobar
NAYS: Representative Cobos
ABSTAIN: Representative Sariñana
NOT PRESENT: Representative Sumrall

.....
Motion made by Representative Cook, seconded by Representative Escobar and unanimously carried that the following Ordinance, having been introduced pursuant to Section 3.9 of the El Paso City Charter, be advertised for public hearing:

Representative Sumrall was not present for the vote.

- C.** An Ordinance amending that Lease Agreement dated November 3, 1981, between the City of El Paso and the YWCA, for the purpose of (i) extending the term of the lease to June 17, 2028; (ii) increasing the amount of investment in improvements made on the property by the Lessee to a minimum of \$800,000 during the term of the lease; (iii) expanding the property leased to the Lessee as set forth in Exhibit "B"; (iv) authorizing Lessee to use the property to develop mixed-income senior housing; (v) increasing the level of fire and casualty, and liability insurance provided by the Lessee to statutory levels; and (vi) correcting certain typographical errors in the original lease, including the spelling of "miscellaneous", and the re-numbering of paragraphs 18 and 19 to reflect the correct sequence.

PUBLIC HEARING WILL BE HELD ON JUNE 17, 2003 FOR ITEM C

Public Hearings will be held as part of the regular City Council meeting which begins at approximately 9AM. All interested persons present shall have an opportunity to be heard at that time. After the public hearings, Council may also delay taking action on Ordinances, no requirement is made by Section 3.9B of the El Paso City Charter to publish any further notice. Copies of all Ordinances are available for review in the City Clerk's office, 2 Civic Center Plaza, Monday through Friday, 8AM to 5PM.

.....
ADDITION TO THE AGENDA

*Motion made, seconded and unanimously carried to approve the minutes for the Legislative Review Committee Meeting of the Whole of November 20, 2002.

.....
***R E S O L U T I O N**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

That the Mayor be authorized to execute and file a Grant Application to the United States Department of Housing and Urban Development (HUD), on behalf of the City of El Paso, in the amount of \$721,300 for the period of September 1, 2003, to August 31, 2006, for a Lead-Based Paint Hazard Control Program Grant; and

That Deborah G. Hamlyn, Director, Community and Human Development, be authorized to furnish such additional information as the HUD may require in connection with the grant application for this Program.

.....
Motion made by Representative Cook, seconded by Representative Sariñana and unanimously carried that the City Council retire into **EXECUTIVE SESSION** at 11:25 a.m. pursuant to Section 3.5A of the El Paso City Charter and the Texas Government Code, Sections 551.071 - 551.076 to discuss and take action on any of the following:

Section 551.071	CONSULTATION WITH ATTORNEY
Section 551.072	DELIBERATION REGARDING REAL PROPERTY
Section 551.073	DELIBERATION REGARDING PROSPECTIVE GIFTS
Section 551.074	PERSONNEL MATTERS
Section 551.076	DELIBERATION REGARDING SECURITY DEVICES

- A.** Portion of Lots 1-3, Block 36, MAGOFFIN'S ADDITION, 1025 Eighth Avenue.
- B.** Regarding Contract No. 2002-065 with Silverton Construction Company, Inc.

Motion made by Representative Cook, seconded by Representative Escobar and unanimously carried to adjourn the Executive Session at 11:30 a.m. and reconvene the meeting of the City Council, during which time motions were made as follows:

.....
Motion made by Representative Sariñana, seconded by Representative Cook and unanimously carried that the City Council, on behalf of the City of El Paso, be authorized to accept a General Warranty Deed in Lieu of Foreclosure for the property located at 1025 Eighth Avenue, El Paso, Texas, and authorize the Mayor to sign all related documents, as recommended by the City Attorney.

Representatives Sumrall and Rodriguez were not present for the vote.

Mayor Raymond C. Caballero was not present.

.....
Motion made by Representative Sariñana, seconded by Representative Cook and unanimously carried that the settlement reached between the City of El Paso and Silverton Construction Company, Inc., regarding contract number 2002-065, be **ACCEPTED** by the City, in its entirety as recommended by the City Attorney's Office; and that the Mayor be authorized to sign, on behalf of the City, any related documents.

Representatives Sumrall and Rodriguez were not present for the vote.

Mayor Raymond C. Caballero was not present.

.....
Motion made by Representative Sariñana, seconded by Representative Escobar and unanimously carried to adjourn this meeting at 11:32 a.m.

Representatives Sumrall and Rodriguez were not present for the vote.

Mayor Raymond C. Caballero was not present.

.....

APPROVED AS TO CONTENT:

Richarda Duffy Momsen, City Clerk